THE HON'BLE SRI JUSTICE B. SUDERSHAN REDDY

AND

THE HON'BLE SRI JUSTICE S. ANANDA REDDY

Date: 23—11—2005

W.P. No. 24986 of 2005

Between:

N.C.L. Food Industries, rep. by its

Proprietor Y. Venkata Ramana

…petitioner.

a n d

The Government of Andhra Pradesh

Rep. by the Secretary, Commercial Tax Department,

Secretariat, Hyderabad and others.

…Respondents.

THE HON'BLE SRI JUSTICE B. SUDERSHAN REDDY

AND

THE HON'BLE SRI JUSTICE S. ANANDA REDDY

W.P. No. 24986 of 2005

O R D E R : (per Sri B. Sudershan Reddy, J)

We have heard the learned counsel for the petitioner and the learned Special Standing Counsel appearing on behalf of the respondents and at their request the matter is taken up for final disposal even at the stage of admission. Rule nisi.

The petitioner is registered as a dealer on the file of the 2nd respondent – Commercial Tax Officer, Kakinada Circle. In the affidavit filed in support of the writ petition it is stated that the petitioner is doing business in purchase and sale of tea powder. The grievance of the petitioner is that in spite of the repeated requests the 2nd respondent did not consider its request to give at least 15 Nos. of A.P.G.S.T. waybills.

We are not inclined to decide as to the entitlement of the petitioner for grant of specified number of waybills. Interest of justice would be met by directing the 2nd respondent herein to dispose of the application dated 30.11.2004 filed by the petitioner within a period of one week from today. The order to be passed by the 2nd respondent shall be communicated to the petitioner.

It is needless to direct that the petitioner's application for issuance of such waybills, as and when submitted, shall be considered by the 2nd respondent without keeping the same pending.

There shall be an order accordingly.

The writ petition is accordingly disposed of without any order as to costs.

B. Sudershan Reddy, J.

S. Ananda Reddy, J.

Date: 23—11—2005.

Note:

Issue C.C. by tomorrow.

(B/O)

MVB.